



**FINAL
FISCAL NOTE**

Drafting Number: LLS 12-0267**Date:** July 13, 2012**Prime Sponsor(s):** Rep. Gardner B.; Duran
Sen. Brophy; Morse**Bill Status:** Signed into Law**Fiscal Analyst:** Kirk Mlinek (303-866-3521)

TITLE: CONCERNING A CLARIFICATION OF THE CIRCUMSTANCES UNDER WHICH VOTING TO ELECT LEADERSHIP OF A PUBLIC BODY MAY BE HELD BY SECRET BALLOT IN ACCORDANCE WITH THE STATE OPEN MEETINGS LAW.

Summary of Legislation

The bill amends the state's open meetings law to prohibit a state or local public body from adopting any proposed policy, position, resolution, rule, or regulation, or take other formal action, by secret ballot unless otherwise authorized in accordance with the state's open meetings law. State and local public bodies may conduct leadership elections by secret ballot, and a secret ballot may be used in connection with a state or local public body of members of a search committee that is otherwise subject to the open meetings law, but the total number of votes cast for each candidate must be recorded in the meeting minutes during the meeting.

The bill was signed into law by the Governor and took effect on March 24, 2012.

Assessment

The administrative change in the bill does not affect the revenue or expenditures of any state agency or any local government and, as a result, the bill is assessed as having no fiscal impact.

Departments Contacted

All Departments

Colorado Counties

Municipal League

Special Districts